IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE TWELFTH DAY OF FEBRUARY,
TWO THOUSAND AND FOUR
: PRESENT:
THE HON'BLE MR.JUSTICE: L. NARASIMHA REDDY
CONTEMPT CASE No.1495 of 2003

(Contempt Case U/s 10 to 12 of Contempt of Courts Act to punish the respondents herein for flouting willfully and deliberately the orders passed by this Hon'ble court in W.P. No. 21172 of 202 dated 25-10-2002)

Between:

Smt. Podupati Uma Rani

Petitioner

AND

1. Smt. Chitra Rama Chanran,
   the Municipal Corporation of Hyderabad,
   rep. by its Special Officer-Commissioner,
   Tank Bund, Hyderabad
2. Sri P.V. Ramana Murthy, the Deputy Commissioner,
   Municipal Corporation of Hyderabad, Circle-3, Hyderabad
3. Sri Satyanarayana, the Additional Commissioner,
   MCH Circle-3, Hyderabad
   (Respondent No.3 is impleaded vide court order dated 12-2-2004 in this Contempt Case)
   (Other respondents are not necessary)

Respondents

FOR THE PETITIONER: MR. P. PRATAP REDDY, ADVOCATE
FOR THE RESPONDENTS: MS. G. JYOTHI KIRAN, ADVOCATE

The Court made the following

ORDER:

" The Petitioner filed W.P. 21172 of 2002 seeking a declaration that the Municipal Corporation has no authority to insist on submission of "No Objection Certificate" from revenue authorities as a condition precedent for grant of permission to construct. Following the judgment of this court in Hyderabad Potteries Vs. District Collector and others reported in 2001/(3) ALD-600, this court disposed of the Writ Petition No. 21172 of 2002 on 25.10.2002 directing the respondents herein to consider the application of the petitioner without insisting on production of No Objection Certificate or extract of TSLR from the revenue records.

This contempt case is filed alleging that despite the orders of this court, the Additional Commissioner of the Corporation has addressed a Letter dated 30-8-2003 informing the petitioner that further information is sought from the office of the District Collector, and the orders of this court has not been complied with. After the Contempt Case was filed, a letter dated 30.1.2004 addressed by the Additional Commissioner by name Sathyanarayana is placed before this court. A reading of the same discloses that the application of the petitioner was rejected on the basis of a letter of the District Collector dated 22-1-2004. The Additional Commissioner did exactly what this court had prohibited in its orders, dated 25.10.2002. The discloses the willful and deliberate contempt on his part.

The Additional Commissioner Sri Sathyanarayana is hereby impleaded as third respondent and is directed to appear before this court on 16-2-2004 to explain the matter."

DEPUTY REGISTRAR

// true copy//

SECTION OFFICER

To

1. The Special Officer-Commissioner, Smt. Chitra Rama Chanran, Municipal Corporation of Hyderabad, Tank Bund, Hyderabad
2. Sri P.V. Ramana Murthy, Deputy Commissioner, Municipal Corporation of Hyderabad, Circle-3, Hyderabad
3. Sri Satyanarayana, Additional Commissioner, MCH Circle-3, Hyderabad
   (WITH A DIRECTION TO APPEAR BEFORE THIS COURT ON 16-2-2004 AT 10.30 A.M.)
   (ADDRESSEES 1 TO 3 BY SPL. MESSENGER ALONG WITH A COPY OF PETITION & AFFIDAVIT)
4. One Spare Copy

MSR

HIGH COURT

DATE: 12-2-2004

ORDER

C.C. No. 1495 of 2003

DIRECTION

HIGH COURT

DRAFTED BY : MSR
DRAFTED ON : 13.2.2004

LNRJ

DT. 12.2.2004

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ORDER

C.C.No. 1495 of 2003

DIRECTION